

Ruling Due Tomorrow 5-1 8/16/67

# Andrews Asks New Trial

Attorneys for Dean A. Andrews Jr., who was convicted of perjury this week in connection with DA Jim Garrison's assassination probe, today filed motions for a new trial and an arrested judgment.

The rotund lawyer with a hip tongue was indicted by the Orleans Parish Grand Jury for lying about the identity of Clay Bertrand and was found guilty early Monday after five days in court.

Garrison claims that retired New Orleans businessman Clay L. Shaw used Bertrand as an alias and participated in a conspiracy to murder President John F. Kennedy. Andrews told the Warren Commission that a man named Clay Bertrand called after the assassination and asked him to defend the accused murderer, Lee Harvey Oswald, but he contends that Shaw "ain't Clay Bertrand."

JUDGE FRANK J. SHEA, who presided over the trial, will rule on the motions tomorrow, according to minute clerk Max Gonzales.

The arrested judgment motion, if accepted, would allow Andrews to be released on bail and his attorneys then could take necessary steps to begin an appeal of the conviction before the State Supreme Court.

Harry and Cecil Burglass, two of Andrews' attorneys,

showed up at the Criminal District Courts building today and Harry Burglass spent most of the morning in conference with the DA's staff.

On another front of the Garrison probe today, three men subpoenaed for the Orleans Parish Grand Jury showed up for questioning.

Those appearing were:

BYRON CHIVERTON, WHOSE connection with the case is unexplained; Steve Plotkin, attorney for Gordon Novel, who has evaded Garrison's attempts to get him back to New Orleans for questioning, and Rancier Ehlinger, a former associate of Novel's who has been before the jury once before.

Plotkin, who also represents Ehlinger, said before going into the jury room that he was out of town on business and "I returned in order to give full cooperation to the grand jury." He said that it is "very unusual" for an attorney to be called before the grand jury.

Asked if he thought he was subpoenaed because of his relationship with Novel, Plotkin said, "I don't know, but that appears to be the reason."

Ehlinger said he did not know why he had been subpoenaed again.